



# PUBLIC NOTICE

**Federal Communications Commission**  
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FCC MAIL SECTION

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**DA 99-1437**

**Released: July 21, 1999**

**COMMON CARRIER BUREAU NOTIFIES LOCAL EXCHANGE CARRIERS  
THAT HAVE FILED INTRALATA TOLL DIALING PARITY  
IMPLEMENTATION PLANS WITH THE COMMISSION  
WHETHER THOSE PLANS HAVE BEEN DEEMED APPROVED**

**CC DOCKET NO. 96-98**  
**NSD-L-98-121**

On March 23, 1999, the Federal Communications Commission (Commission) released an order that waived the February 8, 1999 deadline for the implementation of intraLATA toll dialing parity in section 51.211(a), and the schedule for the implementation of intraLATA toll dialing parity in section 51.213. See Implementation of the Local Competition Provisions of the Telecommunications Act of 1996, and Petition of Southwestern Bell Telephone Company, Pacific Bell, and Nevada Bell for Expedited Declaratory Ruling on Interstate IntraLATA Toll Dialing Parity or, in the Alternative, Various Other Relief, *Order*, CC Docket No. 96-98, NSD File No. L-98-121, FCC 99-54 (rel. March 23, 1999) (*March 23 Order*). In the *March 23 Order*, the Commission issued a revised schedule, which required local exchange carriers (LECs) to file intraLATA toll dialing parity implementation plans with the Common Carrier Bureau (Bureau) on June 22, 1999, for states in which the state commission had not yet acted on those plans.

On June 23, 1999, in accordance with the revised schedule, the Bureau released a public notice (DA-1246), listing intraLATA toll dialing parity plans filed with the Bureau and initiating a comment cycle for the Bureau's consideration of any LEC plan filed with the Bureau. The Bureau subsequently released public notices on June 24 (DA 99-1256), June 29 (DA 99-1278), July 2 (DA 99-1326), July 7 (DA 99-1341), and July 13 (DA 99-1370 and DA 99-1372), listing subsequently received intraLATA toll dialing parity plans filed with the Bureau and initiating comment cycles for the Bureau's consideration of those plans.

Pursuant to the *March 23 Order*, on July 21, 1999, any unopposed plan would be deemed approved unless the Bureau notifies the LEC that the plan will not be deemed approved. By this notice, the Bureau informs the LECs that filed intraLATA toll dialing parity plans whether those plans have been deemed approved and also informs the LECs of the current status of those plans in the states where they have been filed.

The following plans are deemed approved by the Bureau. Plans deemed approved by the Bureau must also comply with pertinent state law:

Eclipse Communication Corporation - MT  
Souris River Telecommunications Cooperative and SRT Communications, Inc. - ND

The following plans do not require action by the Bureau because they have been approved by state commissions:<sup>1</sup>

AT&T - AZ, GA, ME, MN, NM, TN, WA  
Allegiance Telecom, Inc. - NY, VA  
Community Telephone Corp. - KS  
Competitive Communications Group, Knology - FL, GA  
Competitive Communications Group - KS, TN (CTC plan filed under CCG letterhead)  
CTC Communications Corp. - ME, NH, TN, VA  
CTSI, Inc. - NY  
Lightship Telecom, LLC - ME  
Espire - NM  
Hyperion Communications of Virginia, LLC - VA  
Hyperion Communications - WV  
Network Plus, Inc. - NY, NH  
Omniplex Communications Group - KS, TN  
Paetec Communications - DE, NH  
Qwest - GA, TN, NY, VA  
Starpower Communications, Inc. - VA  
Stateline Telecommunications, Inc. - SD  
Teligent - AL, CO, FL, KS, MN, MS, NC, NY, VA  
US LEC of Virginia, LLC - VA  
Winstar Wireless, Inc. - AZ, GA

The following plans are not deemed approved because they are pending in open state dockets:<sup>2</sup>

Allegiance Telecom, Inc. - DC  
AT&T - CA, MA, MN, NJ, PA, RI, UT  
Calaveras Telephone Co., Cal-Ore Telephone Co., Ducor Telephone Co., Evans Telephone Co.,  
Foresthill Telephone Co., Happy Valley Telephone Co., Hornitos Telephone Co., Kerman

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<sup>1</sup> In some cases, oppositions were filed to plans that had previously been approved by state commissions. The party filing the opposition has been informed that its opposition has been referred to the appropriate state commission.

<sup>2</sup> In some cases, oppositions were filed to plans that are currently under consideration by a state commission. The party filing the opposition has been informed that its opposition has been referred to the appropriate state commission.

Telephone Co., Pinnacles Telephone Co., The Ponderosa Telephone Co., The Siskiyou Telephone Co., The Volcano Telephone Co. - CA  
Capital Telecommunications - NJ  
Choice One Communications - MA, RI  
Community Telephone Corp. - IN, KY  
Competitive Communications Group - IN, KY  
CTC Communications Corp. - MA, RI  
GST - NM  
Hyperion Communications - DC  
Hyperion Communications of Indiana - IN  
Hyperion Communications of Massachusetts, Inc. - MA  
Hyperion Communications of Rhode Island, Inc. - RI  
Hyperion Telecommunications, Inc. - AK  
Intermedia - AZ, CA, PA  
Network Plus, Inc. - MA, NJ, RI  
Nextlink Massachusetts, Inc. - MA  
Nextlink New York, Inc. - NY  
Omniplex Communications Group, LLC - AK, CA, IL, LA, NY, PA, TX  
Paetec Communications - CA, DC, NY, PA, RI  
Qwest (may have filed as LCI) - CA, DC, IN, KY, MA, MI, NC  
RCN Telecom Services of Massachusetts - MA  
Rio Virgin Telephone Co. - AZ, NV  
Teligent - CA, MA, MN, MS  
US Xchange of Michigan, LLC - MI  
US LEC of Pennsylvania - NJ  
Winstar Wireless Inc. - CA, IN, MA, NJ, RI

The following plans are not deemed approved either because oppositions to the plans were filed with the Bureau or because the plans are otherwise incomplete:<sup>3</sup>

Omniplex Communications Group, LLC - WI  
Paetec Communications - FL  
Qwest - FL

The following plans are not deemed approved because states do not have the plans on file:

Focal Communications Corp. - NJ  
Hyperion Communications - AL  
Hyperion Communications of New Jersey, LLC - NJ  
Nextlink - NJ  
Omniplex Communications Group, LLC - MO, NJ

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<sup>3</sup> These plans, although filed with the respective state commissions, are not part of an ongoing docket with that state commission.

Paetec Communications - NJ, NV, VA  
Teligent - MO

The following plans are not deemed approved because, as of this date, the LECs are not offering telephone exchange service in the respective states, thus rendering the filing premature:

AT&T - NH  
Lightship Telecom, LLC - NH  
RCN Telecom Services of Virginia, Inc. - VA  
Teligent - NE, NM, OK, SC, UT  
Winstar - NH, NM, UT

The following plans are not deemed approved pending notification by state commission of plan status:

Hyperion - OH  
Newcomm Net, Inc. - MD  
Paetec Communications - MD  
Qwest - MD, IL, OH  
Teligent - OH, OR  
Winstar - OH

A copy of the LEC plans and comments may be obtained during regular business hours at the FCC Reference Center, Portals II, 445 12th Street, S.W., Suite CY-A257, Washington, D.C., 20554, (202) 418-0267 or through the FCC's duplicating contractor, International Transcription Services, Inc. (ITS, Inc.), 1231 20th Street, N.W., Washington, DC 20036, at (202) 857-3800 (voice/TRS) (202) 293- 8810 (TTY), (202) 857-3805 (fax), or [service@itsdocs.com](mailto:service@itsdocs.com) (e-mail).

For further information contact Gregory Cooke of the Common Carrier Bureau, Network Services Division, at (202) 418-2351 (voice) or [gcooke@fcc.gov](mailto:gcooke@fcc.gov), or Robin Smolen of the Common Carrier Bureau, Network Services Division, at (202) 418-2353 (voice) or [rsmolen@fcc.gov](mailto:rsmolen@fcc.gov). The TTY number is (202) 418-0484.

**-FEDERAL COMMUNICATIONS COMMISSION-**